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Attorneys for Defendant  
**BANK OF AMERICA, N.A.**

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MAUREEN CLARK and SONYA ALEXANDER, individually, and on behalf of all others similarly situated.

Plaintiff,

VS

## BANK OF AMERICA N.A.

Defendant.

CASE NO. 2:16-cv-02228-GMN-VCF

**JOINT STIPULATION TO  
CONTINUE DEADLINE TO FILE  
PROPOSED PLAN**

Complaint Filed: September 21, 2016

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## **RECITALS**

WHEREAS, on November 15, 2019, this Court issued an Order setting a discovery hearing for this case for November 25, 2019 [Dkt. #88];

WHEREAS, on November 19, 2019, Plaintiffs and Defendant (collectively, the “Parties”) filed a joint motion to continue the discovery hearing originally set for November 25, 2019 (“Joint Motion”) in light of the Parties’ upcoming mediation on November 20, 2019 [Dtk. #89];

WHEREAS, on November 20, 2019, this Court issued an order granting the Parties Joint Motion dated November 19, 2019, vacating the discovery hearing originally set for November 25, 2019, and requiring the Parties to submit a proposed plan and scheduling order (“Proposed Plan”) on or before December 4, 2019 in the event that this case did not settle at the mediation on November 20, 2019 [Dtk. #90];

WHEREAS, on November 20, 2019, the Parties attended and participated in the scheduled mediation, at the conclusion of which a mediator's proposal was made, which the Parties have until January 20, 2020, to accept or reject;

WHEREAS, on Tuesday, November 26, 2019, shortly before the Thanksgiving Holiday, Plaintiff's Counsel provided Defendant's Counsel with an initial draft of the Proposed Plan;

WHEREAS, on November 27, 2019, the Parties filed a joint report regarding the status of the November 20, 2019 mediation, and stating that the Parties were conferring regarding a draft of the Proposed Plan to be filed by December 4, 2019 [Dtk. #92];

1           WHEREAS, immediately after the Thanksgiving holiday weekend,  
2 Defendant's lead counsel became engaged in jury duty, which is expected to last for  
3 at least another five-to-seven days, and, consequently, the Parties need additional  
4 time to meet and confer to attempt to narrow or eliminate their areas of  
5 disagreement about certain aspects of the Proposed Plan before finalizing and filing  
6 it, which the Parties are confident will be accomplished by December 13, 2019;

7  
8           WHEREAS, in light of the pending mediator's proposal and the contingent  
9 possibility of settlement on or by January 20, 2020, the Scheduling Order to be  
10 entered by the Court may become moot issue; and

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12          WHEREAS, in light of all of the foregoing, the Parties have conferred and  
13 agree that good cause exists to continue the deadline for filing the Proposed Plan  
14 from December 4, 2019 to December 13, 2019.

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## STIPULATION

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, through their respective undersigned counsel, and for good cause, that upon entry of an Order by the Court approving this Stipulation:

- (1) The Parties' deadline for filing a joint discovery plan and scheduling order is continued from December 4, 2019 to December 13, 2019.
- (2) By entering into this Stipulation, the Parties do not waive and expressly reserve all claims, defenses and challenges in this.

IT IS SO STIPULATED AND AGREED,

DATED: December 4, 2019

McGuireWoods LLP

By: /s/ Michael Mandel  
Michael Mandel, Esq.

Attorneys for Defendant  
**BANK OF AMERICA, N.A.**

DATED: December 4, 2019

# WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP

By: /s/ Don Springmeyer  
Don Springmeyer, Esq.

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**BANK OF AMERICA, N.A.**

*(Additional counsel appear on following page)*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MAUREEN CLARK and SONYA ALEXANDER, individually, and on behalf of all others similarly situated,

Plaintiff,

VS

BANK OF AMERICA N.A.

Defendant.

**CASE NO. 2:16-cv-02228-GMN-VCF**

**ORDER GRANTING JOINT  
STIPULATION TO CONTINUE  
DEADLINE TO FILE PROPOSED  
DISCOVERY PLAN AND  
SCHEDULING ORDER**

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**ORDER**

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3 This matter comes before the Court on the Joint Stipulation to Continue  
4 Deadline to File Proposed Discovery Plan and Scheduling Order (the "Stipulation"),  
5 entered into between Plaintiffs Maureen Clark and Sonya Alexander, on the one  
6 hand, and Defendant Bank of America, N.A., on the other hand (collectively, the  
7 "Parties"). The Court, having reviewed the Stipulation, and finding good cause  
8 appearing therefor, HEREBY GRANTS the Stipulation and ORDERS as follows:

9

10 (1) The Parties' deadline for filing a joint discovery plan and scheduling  
11 order is continued from December 4, 2019 to December 13, 2019.

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13 (2) By entering into this Stipulation, the Parties do not waive and expressly  
14 reserve all claims, defenses and challenges in this action.

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16 **IT IS SO ORDERED.**

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19 Dated: December 5, 2019

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21 Cam Ferenbach  
22 United States Magistrate Judge

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